

**RECEIVED**

FEB 25 2003

TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zadno-Azizi *et al.*
Serial No.: 10/081,569
Conf. No.: 4156
Filed: February 21, 2002
For: **BODY FLUID FLOW CONTROL
DEVICE**
Art Unit: 3738
Examiner: Unassigned

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number
EV 260128092 US

Date of Deposit February 7, 2003

I hereby certify that this paper and the attached papers are being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on the date indicated above and addressed to:

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

2/7/03
Date

Jonathan Ong

**INFORMATION DISCLOSURE STATEMENT
IN ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner of Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

Since this Information Disclosure Statement is filed after receipt of a first office action on merits for the above captioned application, the filing fee of \$180.00 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement, which has been prepared in accordance with 37 C.F.R. §§ 1.97-1.98. Form PTO-1449 (7 pages) is provided herewith in connection with the above-captioned application. The references listed on the Forms PTO-1449 that are marked with an asterisk are not provided herewith as they have been

U.S.S.N. 10/081,569
Zadno-Azizi et al.
Information Disclosure Statement

RECEIVED
FEB 25 2003
TECHNOLOGY CENTER R3700

previously provided or cited by the Examiner in connection with U.S. Serial Nos. 08/931,552 (now U.S. Patent No. 5,954,766) and 09/397,218, which are relied upon for an earlier filing date in accordance with 35 U.S.C. § 120.

The documents listed on the Form PTO-1449 are in the English language, with the exception of items DF and DG. Items DF and DG, which are in the Russian language, are provided with English language Derwent abstracts, items DZ and EA, respectively. Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Applicant also makes known to the Office the following U.S. and International applications, that are commonly owned and/or have one or more inventors in common with the subject U.S. patent application.

<u>Application No.</u>	<u>Filing Date</u>	<u>Docket No.</u>
09/397,218	09/16/99	0102B
10/071,620	02/08/02	0102C
09/519,735	03/04/00	0103
09/797,910	03/02/01	0103B
10/303,241	11/22/02	0103C
10/303,240	11/22/02	0103D
10/303,318	11/22/02	0103E
PCT/US02/32853	10/10/02	0104PC
10/298,387	11/14/02	0107
PCT/US02/36863	11/14/02	0107PC
10/270,792	10/10/02	0108
60/363,328	01/08/02	P0116
60/371,634	04/09/02	P0118
60/384,247	05/28/02	P0119
60/399,273	07/26/02	P0120
60/405,418	08/21/02	P0121
Unassigned	11/07/02	0122US
60/429,902	11/27/02	P0123

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as

U.S.S.N. 10/081,569
Zadno-Azizi et al.
Information Disclosure Statement

RECEIVED
FEB 25 2003
TECHNOLOGY CENTER R3700

an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. § 1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(b) exists.

Applicant respectfully requests that the Examiner review the attached references and that they be made of record in the file history of the above-captioned application.

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By:


Fred C. Hernandez
Registration No. 41,832

Attorney Docket No. 38349-0102D
Address all correspondence to:
Stephanie L. Seidman
Fred C. Hernandez
HELLER EHRMAN WHITE & McAULIFFE LLP
4350 La Jolla Village Drive, 7th floor
San Diego, CA 92122-1246
Telephone: (858) 450-8400
Facsimile: (858) 587-5360



02-11-03

3738 #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zadno-Azizi *et al.*
Serial No.: 10/081,569
Conf. No.: 4156
Filed: February 21, 2002
For: **BODY FLUID FLOW CONTROL
DEVICE**
Art Unit: 3738
Examiner: Unassigned

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number
EV 260128092 US
Date of Deposit February 7, 2003

I hereby certify that this paper and the attached papers
are being deposited with the United States Postal
"Express Mail Post Office to Addressee" Service under
37 C.F.R. §1.10 on the date indicated above and
addressed to:

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

2/7/03
Date

Jonathan Ong

8
CB

TRANSMITTAL LETTER

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Sir:

Transmitted herewith are an Information Disclosure Statement, Form PTO-1449 (7 pages), cited references and a check in the amount of \$180 for filing in connection with the above referenced application.

- [X] The Commissioner is hereby authorized to charge any fees that may be due under 37 C.F.R. §§1.16-1.17 in connection with this paper or with this application during its entire pendency to Deposit Account No. 05-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By:

Fred C. Hernandez
Registration No. 41,832

Attorney Docket No. 38349-0102D
Address all correspondence to:
Stephanie L. Seidman
Fred C. Hernandez
HELLER EHRMAN WHITE & McAULIFFE LLP
4350 La Jolla Village Drive, 7th floor
San Diego, CA 92122-1246
Telephone: (858) 450-8400
Facsimile: (858) 587-5360

RECEIVED
FEB 25 2003
TECHNOLOGY CENTER R3700